CERTIFICATE OF MAILING

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GERARD J. MCGOWAN JV.
Reg. No. 29,412

Attorney for Applicant(s)

Attorney for Applicant(s)

UNITED STATES DEPT. OF COMMERCE Patent and Trademark Office

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

In re application of:

Gidley et al.

Serial No.:

10/678,461

Filed:

October 3, 2003

For:

Freezing Fruits

Group:

1761

Examiner:

Adam C. Myers

Englewood Cliffs, New Jersey 07632

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a provisional election in the above-identified application.

No additional fee is required.

The fee has been calculated as shown below.

CLAIMS AS AMENDED

	(2) * Claims Remaining After Amendment		(4)** Highest No. Previously Paid For	(5) Present Extra	(6) Rate	(7) Additional Fee
Total Claims		Minus			\$ 50.00	
Independent Claims		Minus			\$ 200.00	
Multiple Claims					\$ 360.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT \$						

^{*}If the entry in Column (2) is less than the entry in Column (4), write "0" in Column (5).

[] Charge \$ to Deposit Acct. #12-1155. Triplicate copies of this letter are enclosed.

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[X] 37 C.F.R. ∋ 1.16;

[X] 37 C.F.R. ∋ 1.17;

[X] 37 C.F.R. ∋ 1.18.

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GJM/pod

(201) 894-2297

Gerard J. McGowan, Jr.

Attorney of Record

Reg. #29,412

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Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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PATENT

CASE #F3319(C)

UNUS #03-0307-UNI

PROVISIONAL ELECTION

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

The following reply is responsive to the Restriction Requirement mailed October 25, 2005.

Remarks/Arguments begin on page 2 of this paper.